



General Assembly

January Session, 2001

Amendment

LCO No. 6932

Offered by:

REP. DIAMANTIS, 79th Dist.

To: Subst. House Bill No. 7007

File No. 603

Cal. No. 414

"AN ACT CONCERNING CRIME VICTIMS."

1 Strike lines 305 to 324, inclusive, in their entirety and substitute the
2 following in lieu thereof:

3 "(c) In addition to any sentence imposed pursuant to subsection (b)
4 of this section, if a person is convicted of an offense that resulted in
5 injury to another person or damage to or loss of property, the court
6 [shall] may order the offender to make financial restitution if it
7 determines that financial restitution [is] and the terms of such financial
8 restitution are appropriate. In determining whether to order financial
9 restitution [is] and the appropriate terms of such financial restitution,
10 the court shall consider: (1) The financial resources of the offender and
11 the burden restitution will place on other obligations of the offender;
12 (2) the offender's ability to pay; (3) the offender's ability to pay based
13 on installments or other conditions; [(3)] (4) the rehabilitative effect on
14 the offender of the payment of restitution and the method of payment;
15 and [(4)] (5) other circumstances, including the financial burden and
16 impact on the victim, that the court determines makes an order of

17 restitution and the terms of such restitution appropriate or
18 inappropriate. Restitution ordered by the court pursuant to this
19 subsection shall be based on easily ascertainable damages for injury or
20 loss of property, actual expenses incurred for treatment for injury to
21 persons and lost wages resulting from injury. Restitution shall not
22 include reimbursement for damages for mental anguish, pain and
23 suffering or other intangible losses, but may include the costs of
24 counseling reasonably related to the offense."